



2877/8  
Eru

PATENT  
ATTORNEY DOCKET NO. 040808-5108

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	Confirmation No.: 4822
Hiroyuki ABE et al.	)	
	)	Group Art Unit: 2877
Application No.: 09/819,977	)	
	)	Examiner: P. Connolly
Filed: March 29, 2001	)	
	)	
For: PROCESS END POINT DETECTION APPARATUS)	)	
AND METHOD, POLISHING APPARATUS, SEMI-)	)	
CONDUCTOR DEVICE MANUFACTURING	)	
METHOD, AND RECORDING MEDIUM WITH	)	
SIGNAL PROCESSING PROGRAM	)	

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **Mail Stop Amendment**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

**REQUEST FOR RECONSIDERATION TRANSMITTAL FORM**

1. Transmitted herewith is an Request for Reconsideration in response to Office Action dated June 2, 2004.
2. Additional papers enclosed:
  - ☒ Terminal Disclaimer under C.F.R. § 1.321 with fee
  - ☐ Information Disclosure Statement
  - ☐ Form PTO-1449, \_\_\_ references included

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$ 210.00
<input type="checkbox"/> three months	\$ 950.00	\$ 475.00
<input type="checkbox"/> four months	\$ 1,480.00	\$ 740.00

Extension of time fee due with this request: \$-0-

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	24	minus	24	0	x \$18 each=	+ \$ -0-
Independent Claims (37 C.F.R. §1.16(b))	4	minus	4	0	x \$86 each=	+ \$ -0-
[ ] First presentation of Multiple dependent claim(s)					\$290.00	+ \$
SUB-TOTAL =						\$ -0-
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ -0-

6. Fee Payment

- ☐ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge **\$110.00** (Terminal Disclaimer Fee) and any additional fees required to Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: August 31, 2004

By: David B. Hardy  
Reg. No. 47,362**CUSTOMER NO. 09629****MORGAN, LEWIS & BOCKIUS LLP**

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APPARATUS AND METHOD, POLISHING	)	
APPARATUS, SEMICONDUCTOR DEVICE	)	
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RECORDING MEDIUM WITH SIGNAL	)	
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**REQUEST FOR RECONSIDERATION**

In response to the Office Action dated June 2, 2004, the period for response which extends through September 2, 2004, Applicants respectfully request reconsideration of this application based on the following remarks.